

**From:** Mark Osbourne  
**To:** Microsoft ATR  
**Date:** 1/23/02 10:02pm  
**Subject:** Microsoft Settlement

To Whom It May Concern:

I am opposed to the proposed settlement in the Microsoft antitrust trial. The current proposed settlement does not go far enough in punishing the illegal actions of the past, nor does it adequately prevent those actions from being committed in the future.

I am especially concerned by the way that OEMs and competitors is defined which seems to exclude non-profit, not-for-profit and charitable organizations from accessing the information about the application programming interfaces. Microsoft seems to have incorporated into the settlement the ability to block alternative operating systems (for example, Linux, FreeBSD, NetBSD) from providing compatible interfaces.

This settlement, while it reaches a conclusion of the proceedings, does little to penalize Microsoft for their actions, nor will it effectively prohibit them from similar monopolistic actions in the future. As another writer has said: "A wrong that is not corrected is compounded".

Sincerely,

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